

HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

HOWARD BERRY and DAVID BERRY,
individually and on behalf of all others
similarly situated,

Plaintiffs,

v.

TRANSDEV SERVICES, INC., f/k/a
VEOLIA TRANSPORTATION SERVICES
INC., and TRANSDEV NORTH AMERICA,
INC., f/k/a VEOLIA SERVICES, INC.,

Defendants.

No. 2:15-cv-01299-RAJ

**DECLARATION OF AUSTIN
RAINWATER**

I, Austin Rainwater, declare as follows:

1. I am an attorney licensed to practice law in the State of Washington and am admitted to practice before this Court. I am an attorney with the law firm of DLA Piper LLP (US), counsel of record for defendants Transdev Services, Inc. and Transdev North America, Inc. ("Transdev") in this lawsuit. I have personal knowledge of the facts stated below and am competent to testify thereto.

2. Attached to this declaration as **Exhibit A** is a true and correct copy of the cover page to the Request for Proposal for "Paratransit ACCESS – Service Providers & Control

Center,” which I downloaded on November 14, 2016 from King County’s procurement website, and which is available online at:

https://procurement.kingcounty.gov/procurement_ovr/rfpdocs/2007/GoodsAndServices/Russell/07-005/07-005_PartA.pdf

3. Attached to this declaration as **Exhibit B** is a true and correct copy of the final Submittals List of for the Request for Proposal for “Paratransit ACCESS – Service Providers & Control Center,” which I downloaded on November 14, 2016 from King County’s procurement website, and which is available online at:

https://procurement.kingcounty.gov/procurement_ovr/rfpdocs/2007/GoodsAndServices/Russell/07-005/07-005_sl_final.pdf

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed at Seattle, Washington this 14th day of November, 2016.

/s/ Austin Rainwater
Austin Rainwater, WSBA No. 41904

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on November 14, 2016, I electronically filed the foregoing with the
3 Clerk of the Court using the CM/ECF system which will send notification of such filing to all
4 counsel of record:

5 Dated this 14th day of November, 2016.

6
7 s/Anthony Todaro
8 Anthony Todaro

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EXHIBIT A

Request for Proposals (RFP) Part A



King County

Department of Executive Services
Finance and Business Operations Division
Procurement and Contract Services Section
206-684-1681 TTY Relay: 711

Advertised Date: **March 1, 2007**

RFP Title: **Paratransit ACCESS - Service Providers & Control Center**

RFP Number: **07-005 PXR**

Due Date: **April 19, 2007- 2:00 P.M.**

Buyer: Paul Russell, paul.russell@metrokc.gov, 206-684-1054

This Contract may be funded in part by the Federal Transit Administration (FTA). Neither FTA nor the Federal Government is or will be party to any sub-agreement nor to any solicitation or requests for proposals.

Pre-proposal Conference:

March 13, 2007 At 1:00 P.M.

A non-mandatory Pre-proposal Conference will be held in the Exchange Building at 821 Second Ave in downtown Seattle WA on the Third Floor in 3F.

Proposals are hereby solicited and will **ONLY** be received by:

King County Procurement Services Section
Exchange Building, 8th Floor
M/S EXE-ES-0871
821 Second Avenue
Seattle, WA 98104-1598

Office Hours: 8:00 a.m. - 5:00 p.m.
Monday - Friday

Note: This RFP consists of Three Parts:

- Part A – Instructions and Information about the RFP Process**
- Part B – Contract King County intends to enter with the selected Proposers**
Part B Exhibit 13 Excel Spreadsheet – Pricing (121 KB)
- Part C – Scope of Work**
C-SP – Service Providers
C-CC – Control Center.

We acknowledge that **Addenda numbered _____ to _____** have been delivered to us and have been examined as part of the Contract documents.

Company Name

Address

City/State /Postal Code

Signature

Authorized Representative / Title

Email

Phone

Fax

Prime Proposer SEDB / DBE Certification number (if applicable)

This Request for Proposal will be provided in alternative formats such as Braille, large print, audio cassette or computer disk for individuals with disabilities upon request.

EXHIBIT B



King County

Department of Executive Services
Finance and Business Operations Division
Procurement and Contract Services Section
206-263-9400 TTY Relay: 711

Submittals List

ITB/RFP Number: RFP 07-005-PCR

Title: Paratransit Access - Service Providers & Control Center

Requesting Dept/Div: Transportation- Transit

Buyer Name: Paul Russell

Telephone Number: 206-263-9317

Submittal Opening Date: 6/26/2007

Effective Date: 8/1/2008

Rank	Vendor Name	Buyer Comments
	First Transit, Inc.	Awarded - Control Center
	Solid Ground	Awarded - Service Provider
	Veolia Transportation Services, Inc.	Awarded - Service Provider
	First Transit, Inc.	Submitted - Control Center
	Laidlaw Transit Services	Submitted - Control Center
	Laidlaw Transit Services, Inc.	Submitted - Service Provider
	MV Transportation, Inc.	Submitted - Service Provider
	MV Transportation, Inc.	Submitted - Control Center
	Paratransit Services	Submitted - Control Center
	Solid Ground	Submitted - Service Provider
	Veolia Transportation Services Inc.	Submitted - Service Provider
	Anguse Business & Transport	No bid

Submittals List will be posted on the King County Procurement and Contract Services website at
<http://www.kingcounty.gov/procurement>